

# THE KONKURRENZ GROUP

WASHINGTON, DC

Allen P. Grunes

202-644-9760 | allengrunes@konkurrenzgroup.com

February 25, 2019

VIA ECFS

Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 Twelfth Street, SW  
Washington, D.C. 20554

**RE: Acknowledgements of Confidentiality, Consolidated Applications of T-Mobile US, Inc. and Sprint Corporation for Consent to Transfer Control of Licenses and Authorizations, WT Docket No. 18-197**

Dear Ms. Dortch:

On behalf of the Communications Workers of America (“CWA”), enclosed are executed copies of the Acknowledgments of Confidentiality required by the Supplemental Protective Order (DA 19-80) in the above-referenced docket. The executors of the enclosed Acknowledgments are outside counsel and outside consultants to CWA.

CWA notes in passing that certain provisions of the Supplemental Protective Order appear to be inconsistent with Fed. R. Evid. 502(a). The Judicial Conference Advisory Committee stated in its Explanatory Note to Rule 502(a) that subject matter waiver may be appropriate in situations in which a party “intentionally puts protected information into the litigation in a selective, misleading and unfair manner.” CWA notes that the Commission and other Federal agencies have a similar interest in not permitting parties to make selective or misleading disclosures of allegedly protected information in matters before the agencies.

A copy of these Acknowledgements will be served on counsel of record for the applicants.

Sincerely,



Allen P. Grunes  
Counsel to Communications Workers of America

Attachments

**APPENDIX A****Supplemental Acknowledgment of Confidentiality****WT Docket No. 18-197**

I hereby acknowledge that I have received and read a copy of the foregoing Supplemental Protective Order in the above-captioned proceeding, and I understand it.

I certify that I am a Reviewing Party entitled to review Highly Confidential Information under the Protective Order,<sup>1</sup> that I have signed the Acknowledgment attached to the Protective Order, that any challenge to such Acknowledgment has been resolved in my favor, and that the Acknowledgment remains in full force and effect. I agree that I am bound by the Protective Order and that the restrictions contained in the Protective Order with regard to Highly Confidential Information apply to Supplemental Highly Confidential Information.

I agree that I am bound by the Supplemental Protective Order and that I shall not disclose or use Stamped Supplemental Highly Confidential Documents or Supplemental Highly Confidential Information except as allowed by the Supplemental Protective Order.

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<sup>1</sup> *Applications of T-Mobile US, Inc. and Sprint Corporation for Consent To Transfer Control of Licenses and Authorizations*, WT Docket No. 18-197, Protective Order, DA 18-624 (WTB June 15, 2018) (Protective Order).

I certify that I have verified that there are in place procedures at my firm or office to prevent unauthorized disclosure of Supplemental Highly Confidential Information.

Capitalized terms used herein and not otherwise defined shall have the meanings ascribed to them in the Protective Order or the Supplemental Protective Order.

Executed this 21st day of February, 2019.



---

Allen P. Grunes  
Attorney  
The Konkurrenz Group  
(202) 644-9760  
Communications Workers of America

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Executed this 20 day of February, 2019



[Name] Maurice Stucke  
[Position] Of counsel  
[Firm] The Konkurrenz Group  
[Telephone] 202-644-9760  
[Party] Communications Workers America

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Executed this 22<sup>nd</sup> day of February, 2019.

Randy Barber

[Name]	RANDY BARBER
[Position]	PRESIDENT
[Firm]	Center for Economic Organization
[Telephone]	202-531-6201
[Party]	CWA

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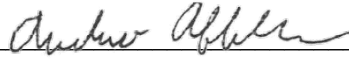
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Executed this 21 day of February, 2019.



\_\_\_\_\_  
Andrew Afflerbach  
CEO & Chief Technology Officer  
CTC Technology & Energy  
301-933-1488  
Communications Workers of America

**APPENDIX A****Supplemental Acknowledgment of Confidentiality****WT Docket No. 18-197**

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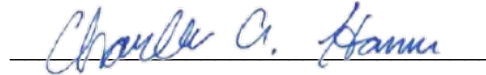
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Executed this 21 day of February, 2019.

A handwritten signature in blue ink, reading "Charles C. Hamm", is written over a horizontal line.

Charles Hamm  
GIS Specialist/Staff Engineer  
CTC Technology & Energy  
301-933-1488  
Communications Workers of America

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A handwritten signature in black ink, appearing to read "Matthew DeHaven", is written over a horizontal line.

Matthew DeHaven  
Principal Engineer  
CTC Technology & Energy  
301-933-1488  
Communications Workers of America

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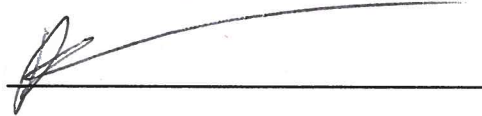
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Executed this 22nd day of February, 2019.

A handwritten signature in black ink, appearing to read 'David Rosenblatt', is written over a horizontal line.

**David Rosenblatt**  
**Change to Win**  
**202-721-6035**  
**Communications Workers of America**

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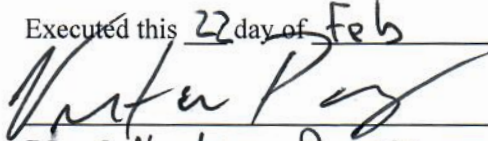
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Executed this 22 day of Feb, 2019



[Name] Victor Perez  
[Position] Senior Strategic Researcher  
[Firm] Change to Win  
[Telephone] 713-251-0529  
[Party] Communications Workers of America

## CERTIFICATE OF SERVICE

I, Allen P. Grunes, hereby certify that on February 25, 2019, I caused true and correct copies of the foregoing to be served by electronic mail upon the following:

Nancy J. Victory  
DLA Piper LLP  
500 Eighth Street, NW  
Washington, DC 20004  
nancy.victory@dlapiper.com  
*Counsel for T-Mobile US, Inc*

Regina M. Keeney  
Lawler, Metzger, Keeney & Logan, LLC  
1717 K Street, NW, Suite 1075  
Washington, DC 20006  
gkeeney@lawlermetzger.com  
*Counsel for Sprint Corporation*

Kathy Harris  
Mobility Division  
Wireless Telecommunications Bureau  
Federal Communications Commission  
445 Twelfth Street, SW  
Washington, DC 20554  
kathy.harris@fcc.gov

Linda Ray  
Broadband Division  
Wireless Telecommunications Bureau  
Federal Communications Commission  
445 Twelfth Street, SW  
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linda.ray@fcc.gov

Kate Matraves  
Competition and Infrastructure Policy  
Division  
Wireless Telecommunications Bureau  
Federal Communications Commission  
445 Twelfth Street, SW  
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Jim Bird  
Office of General Counsel  
Federal Communications Commission  
445 Twelfth Street, SW  
Washington, DC 20554  
TransactionTeam@fcc.gov

David Krech  
Telecommunications and Analysis Division  
International Bureau  
Federal Communications Commission  
445 Twelfth Street, SW  
Washington, DC 20554  
david.krech@fcc.gov

Matthew F. Wood  
Free Press  
1025 Connecticut Avenue, NW Suite 1110  
Washington, DC 20036  
mwood@freepress.net  
*Policy Director for Free Press*

Andrew Golodny  
Steptoe & Johnson LLP  
1330 Connecticut Avenue, NW  
Washington, DC 20036  
agolodny@steptoe.com  
*Counsel for DISH Network LLC*

Caressa D. Bennet  
Womble Bond Dickinson LLP  
1200 Nineteenth Street, NW  
Suite 500  
Washington, DC 20036  
carri.bennet@wbd-us.com  
*Counsel for Rural Wireless Association*

Jill Canfield  
NTCA – The Rural Broadband Association  
4121 Wilson Boulevard  
Suite 1000  
Arlington, VA 22203  
jcanfield@ntca.org  
*Assistant General Counsel for NTCA – The  
Rural Broadband Association*

Maureen R. Jeffreys  
Arnold & Porter Kaye Scholer LLP  
601 Massachusetts Ave., NW  
Washington, DC 20001-3743  
Maureen.Jeffreys@arnoldporter.com  
*Counsel for AT&T Services, Inc.*

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